

U.S. EPA, Region 10  
Aaron Lambert, Environmental Protection Specialist

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September 11, 2012

WESTERN MARINE CONSTRUCTION, INC.  
2775 HARBOR AVENUE S.W., SUITE A  
SEATTLE, WA 98126-2138

**U.S. EPA  
CERCLA SECTION 104(e)  
SUPPLEMENTAL INFORMATION REQUEST**

Re: Supplemental Request for Information Pursuant to Section 104(e) of CERCLA, for  
the Lower Duwamish Waterway Superfund Site, Seattle, WA

Sites: Western Marine Construction, Inc.

7245 – 2<sup>nd</sup> Avenue South, Seattle, WA 98108  
7760 – 8<sup>th</sup> Avenue South, Seattle, WA 98108  
160 South Orchard Street, Seattle, WA 98108  
7100 – 2<sup>nd</sup> Avenue S.W., Seattle, WA 98106

King County Parcels: 6871200695  
7327903645  
6871200035  
2924049090

**RESPONSE TO SUPPLEMENTAL INFORMATION REQUEST**

1. **Respondent Information**

a. *Provide the full legal name and mailing address of the Respondent.*

Western Marine Construction, Inc.  
2775 Harbor Avenue S.W., Suite A  
Seattle, WA 98126-2138

b. *For each person answering these questions on behalf of Respondent provide:*

- i. *full name;*
- ii. *title;*
- iii. *business address*
- iv. *business telephone number and FAX machine number.*



Kriss E. Hart, President  
Western Marine Construction, Inc.  
2775 Harbor Avenue S.W., Suite A  
Seattle, WA 98126-2138  
Telephone: (206)622-9161  
Fax: (206)622-9170

## 2. Site Activities and Interests

a. *Provide specific details and all information related to the operational processes that Western Marine Construction currently conducts and/or formerly conducted at the following sites and identify all the types of heavy construction equipment, supplies, materials and/or tools that are stored on the property, including the length at which the items are stored and where the items were stored prior to 2001.*

### 7245 – 2<sup>nd</sup> Avenue South (King County Parcel 6871200695)

Western Marine has rented the northern portion of subject parcel from Boyer Logistics, Inc. / Boyer Towing, Inc. "Boyer" from November 2001 to present. There is no formal Rental Agreement or Contract between Western Marine and Boyer on this parcel. The parcel is gated, fenced, and has had a paved asphalt surface since before November 2001. It is used for the temporary storage of heavy construction equipment such as air compressors, welding machines, electrical generators, construction light towers, work camp living modules (mobile), pickup trucks and similar items. Container vans of supplies such as wire, cable slings, bolts, nails, prefabricated hardware for marine facilities, sealed drums of lubricants, and miscellaneous construction support tools such as hammers, impact wrenches, drills, socket wrenches, and various mechanical tools, are also stored temporarily while in transition between Seattle and various projects in Alaska. Storage time for the above items varies from a few weeks to several months depending upon their need.

Prior to year 2001 there were fewer storage requirements. Supplies and equipment were stored on barges, at industrial repair shops, or at jobsite locations in Alaska.

### 7760 – 8<sup>th</sup> Avenue South (King County Parcel 7327903645)

Western Marine owned subject parcel from approximately 1980 to 1990 and utilized this location for its' main office location from about 1983 to 1990. This parcel was fenced, gated, and had a paved asphalt surface. There was a dock with steel piling and a steel grated deck. The office was a 60 foot by 10 foot mobile office trailer unit that was on blocks and was connected to the city water and sewer utilities.

This parcel was also used to temporarily moor our marine vessels while awaiting scheduled repairs at local shipyards or waiting for departure to Alaska jobsite locations. In addition, we temporarily stored some contractor equipment such as air compressors, welding machines, construction light towers, and locked container vans with assorted small tools. Storage times for the above items varied from a few weeks to several months, depending upon their need. Western Marine occasionally performed incidental equipment repairs at this yard, such as wiring or minor parts replacement. Said repairs did not result in the creation of any waste or hazardous materials. Any major equipment repairs were performed by various equipment suppliers at their respective business locations.

Prior to year 2001 there were fewer storage requirements. The majority of contractor supplies and equipment were mostly stored on barges, at industrial repair shops, or at jobsite locations in Alaska.

Western Marine is a general marine contractor that constructs marine facilities, dredges, and constructs rubble-mound breakwaters mostly in the State of Alaska. The majority of our supply vendors and fabricators are located in the Seattle/Tacoma and surrounding area. Our job materials are sent to project locations via barge or other common carriers. Therefore, our local activities and exposure are minimal and do not result in the generation of toxic waste(s).

160 South Orchard Street (King County Parcel 6871200035)

Western Marine has never owned, rented or been involved in any manner with this parcel.

7100 2<sup>nd</sup> Avenue S.W. (King County Parcel 2924049090)

Western Marine has never owned, rented or been involved in any manner with this parcel.

b. *Provide specific details and all information regarding Western Marine Construction's use of the freight/consolidation services provided by Boyer Logistics, Inc. / Boyer Towing, Inc. at the 7318 4<sup>th</sup> Avenue South property (King County Parcel 6871200210), including all information regarding what materials, products, and/or substances are shipped.*

Western Marine is a general contractor performing the majority of contract work in the State of Alaska. As mentioned prior, the bulk of Western Marine's suppliers and vendors are in the State of Washington. The act of receiving and consolidating required project materials, supplies and equipment, placing same into sealed container vans, and/or temporarily storing the larger contractor equipment and material items, is standard

practice. The subject materials, supplies and contractor equipment items are then loaded on a barge for specific project(s) and then barged to the respective jobsite(s).

The Boyer parcel is equipped with a loading ramp which facilitates the on and off loading of each respective barge by utilizing forklifts to carry most materials, supplies and equipment onto or off of the barge. Larger equipment items are driven onto the barge if capable. Occasionally, a crane is utilized to load larger material items, pre-fabricated project materials and contractor equipment. Certain items such as marine floats and container vans are stacked appropriately on the barge. Upon completion of the barge loading, all items are secured and lashed down with chains and turnbuckles and readied for shipping to the required jobsite location(s).

Examples of items shipped are as follows:

- Small tools and cable slings\*
- Forklifts
- Excavators (i.e. Hitachi 200EX and 300EX track excavators)
- Front-end loaders (i.e. Caterpillar Model 980)
- Pickup trucks, equipment service trucks, flatbeds
- Earth hauling trucks (on-road and off-road models)
- Cranes (i.e. American and Manitowoc track mounted cranes)
- Pre-fabricated wood marine floats
- Pre-fabricated concrete marine floats
- Pre-fabricated structural steel components
- Steel plates
- Nails, bolts, marine hardware, screws, deck cleats, bollards\*
- Electrical wiring, connectors, conduit, meters, kiosks, aluminum anodes\*
- Mechanical items (i.e. water pipe, elbows, connectors, hangers)\*
- Steel pipe piling
- Steel H-Piles
- Steel sheet piles
- Aluminum gangways
- Equipment parts\*
- Assorted lumber materials.

(\*) Denotes items that are consolidated into shipping container vans.

c. *Provide specific details and all information regarding Western Marine Construction's involvement with scrap steel on the Site, including all information regarding how and where the material is stored and how the material is transported.*

Occasionally, Western Marine barges to Seattle surplus re-usable materials from Alaska projects, which are immediately transferred to the rental yard at 7245 - 2<sup>nd</sup>

Avenue South (King County Parcel 6871200695) via forklift and stored at that location until these materials can be used on future projects. These materials mostly consist of steel pipe piles and H-beams. The storage times vary depending upon their need.

Upon occasion, scrap steel materials from Western Marine's Alaska jobsite locations are barged down to the Boyer facility. Said materials are immediately off-loaded from the barge and trucked to local Seattle re-cycling facilities for proper re-cycling. Independent Metals Company (IMC) and Seattle Iron and Metals Corporation (SIMC) are utilized for this process. Western Marine is very diligent in contacting these re-cycling companies when a shipment of this type arrives, and a truck is sent to the Boyer facility to transport the salvage metals to the re-cycling facilities for further processing. A copy recent transactions with IMC and SIMC are enclosed. (See Exhibits 1, 2 and 3). Western Marine's scrap steel materials are not stored on the Boyer parcel.

*d. Provide specific details and all information regarding the minor ditch that runs along the front of the Site near 2<sup>nd</sup> Ave. S, including the purpose and function of the ditch, as well as all of Western Marine Construction's uses of the ditch.*

2<sup>nd</sup> Avenue South is a gravel surface road. The minor ditch that runs along the front of the Site on 2<sup>nd</sup> Avenue South was created by the City of Seattle road maintenance department when they graded the road with their road grading equipment. Occasionally 2<sup>nd</sup> Avenue South is graded by the City of Seattle in order to eliminate severe ruts that develop in the road. The ditch is very minor and does not appear to provide any useful function. Western Marine does not use the ditch in any manner.

*e. Provide specific details and all information regarding Western Marine Construction's operations involving general construction practices, as well as operations related to overwater operations at the Sites.*

Western Marine's general construction practices and operations related to overwater operations at the Sites are limited to and have been explained above in Items 2a through 2c.

*f. Provide all Site drainage descriptions, plans, or maps that include information about storm drainage which includes, but is not limited to, above or below surface piping, ditches, catch basins, manholes, and treatment/detention or related structures including outfalls. Provide all information about connections to the sanitary sewer at the Sites.*

7245 2<sup>nd</sup> Avenue South (King County Parcel 6871200695)

Western Marine does not have any Site drainage descriptions, plans, or maps that include information about storm drainage, above or below surface piping, ditches, catch basins, manholes and treatment/detention or related structures including outfalls, relative

to this parcel, nor is it aware that any of the above exist. This parcel consists of a semi-flat asphalt paved surface, surrounded by a cyclone security fence. There are no known connections to sanitary sewer.

7760 8<sup>th</sup> Avenue South (King County Parcel 7327903645)

Western Marine does not have any Site drainage descriptions, plans or maps that include information about storm drainage, above or below surface piping, ditches, catch basins, manholes and treatment/detention or related structures including outfalls, relative to this parcel, nor is it aware that any of the above exist. This parcel consisted of a fenced asphalt paved surface and activity at this location was minimal. The 60' X 10' mobile office trailer unit was connected to the City water and sewer utilities. Western Marine has not owned, rented nor been involved in any manner with this property, or the activities thereon, since the sale of same in approximately year 1990.

160 S Orchard Street (King County Parcel 6871200035)

Western Marine has never owned, rented or been involved in any manner with this parcel. Western Marine does not have any Site drainage descriptions, plans, or maps that include information about storm drainage, above or below surface piping, ditches, catch basins, manholes and treatment/detention or related structures including outfalls, relative to this parcel, nor is it aware that any of the above exist.

7100 2<sup>nd</sup> Avenue S.W. (King County Parcel 2924049090)

Western Marine has never owned, rented or been involved in any manner with this parcel. Western Marine does not have any Site drainage descriptions, plans, or maps that include information about storm drainage, above or below surface piping, ditches, catch basins, manholes and treatment/detention or related structures including outfalls, relative to this parcel, nor is it aware that any of the above exist.

*g. With respect to past Site activities, provide copies of any stormwater or drainage studies, including data from sampling, conducted at the property. Also provide copies of any Stormwater Pollution Prevention, Maintenance Plans, or Spill Plans that may have been developed for different operations during the Respondent's occupation of the property. Also include copies of any environmental assessments or Site inspections.*

We have no knowledge of any stormwater or drainage studies, or sampling data conducted at 7245 2<sup>nd</sup> Avenue South (King County Parcel 6871200695) or at 7760 8<sup>th</sup> Avenue South (King County Parcel 7327903645) during our occupancy and are totally unaware of the existence of any documents relating to same. With respect to 160 South Orchard Street (King County Parcel 6871200035) and 7100 2<sup>nd</sup> Avenue S.W. (King County Parcel 2924049090) Western Marine has never owned, rented or been involved in

any manner with these two parcels and has no knowledge of any stormwater, drainage or sampling data studies or documentation of same.

Western Marine does not have a copy of any Stormwater Pollution Prevention, Maintenance Plan or Spill Plans that may have been developed for any of the above sites.

*h. Provide all documents not previously provided in response to the initial Request for Information, or otherwise provided in response to this Supplemental Information Request, regarding environmental conditions of the Site. Environmental conditions of the Site includes information related to soil, sediment, water (ground and surface), and air quality, such as but not limited to:*

*i. All spills, leaks, releases, or discharges of a hazardous substance, waste, or material at or near the Site;*

We are unaware of any spills, leaks, releases, or discharges of hazardous substances or waste material at or near the aforementioned Sites, and therefore are not aware of any related existing documentation.

*ii. Occurrences of violations, citations, deficiencies, and/or accidents concerning the Site;*

We are unaware of any occurrences of violations, citations, deficiencies, and/or accidents concerning the aforementioned Sites, and therefore are not aware of any related existing documentation.

*iii. Remediation or removal of contaminated soils, sediments, or other media at the Site;*

We are unaware of any remediation or removal of contaminated soils, sediments, or other media at the aforementioned Sites, and therefore are not aware of any related existing documentation.

*iv. Investigations, inspections, sampling, and reports generated by Respondent and/or others regarding the Site and surrounding area.*

We are not aware of any investigations, inspections, sampling, and reports generated by Western Marine or others regarding the aforementioned Sites and surrounding area, and therefore are not aware of any related existing documentation.

3. **Compliance with This Request**

a. *Describe all sources reviewed or consulted in responding to this request, including, but not limited to:*

i. *The name and current job title of all individuals consulted;*

Western Marine consulted with, reviewed or relied upon the following sources in responding to this 104(e) Supplemental Request for Information:

1. Joseph E. Zech, Vice President
2. William A. Kerzie, Secretary-Treasurer
3. King County Parcel Viewer  
(via the internet)  
This website was utilized in order to obtain a parcel map and general information relating thereto which are being submitted with this Response.  
(See Exhibits 4, 5, 6 and 7.)

ii. *the location where all documents reviewed are currently kept.*

All reviewed documents and records pertinent to this Response are currently being kept at Western Marine's main Seattle office located at:

2775 Harbor Avenue S.W., Suite A  
Seattle, WA 98134



**DECLARATION**

I declare under penalty of perjury that I am authorized to respond on behalf of Respondent and that the foregoing is complete, true, and correct.

Executed on 17<sup>th</sup> Sept., 2012.

Kriss E. Hart  
Signature

KRISS E. HART  
Type or Print Name

president  
Title

Mailing Address:

Mr. Kriss E. Hart, President  
Western Marine Construction, Inc.  
2775 Harbor Avenue S.W., Suite A  
Seattle, WA 98134